

ORDINANCE NO. 2497

**AN ORDINANCE AMENDING CHAPTER XIX
OF THE CODE OF THE BOROUGH OF ROSELLE PARK
INSERTING SECTION 19-5 ENTITLED, "BOARD-UP OF BUILDINGS"**

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter XIX be and hereby is amended so as to insert a new section, 19-5, to be entitled "Board-Up of Buildings," as follows:

SECTION 1. 19-5.1 Board-Up Required

Whenever a building, of any type or use, shall exhibit conditions where its means of ingress or egress, including but not limited to windows and doorways, are breached so as to leave the building itself open to the effects of adverse weather conditions, wildlife, intruders, and other undesirable effects, it shall be the responsibility of the owner of such building to board-up the breached means of ingress or egress in accordance to the provisions of this section.

SECTION 2. 19-5.2 Acceptable Materials

The board-up of buildings qualified by section 19-5.1 of this Chapter shall be conducted in a manner which utilizes polycarbonate clear boarding materials. Such materials should be fully transparent so as to allow clear sight into and out of the building. Such materials shall be affixed to the building so as so eliminate the exposure of the internal structure to exterior elements. The use of plywood is expressly prohibited.

SECTION 3. 19-5.3 Enforcement; Violations and Penalties

- a. The enforcement of this section shall be the responsibility, and under the authority, of the Director of Code Enforcement and the Deputy Code Enforcement Officer on behalf of the Borough of Roselle Park.
- b. This section shall be enforced throughout the Borough in its entirety without exception. The Borough shall not grandfather any buildings that are shown to have exhibited the conditions in section 19-5.1 prior the effective date of this ordinance.

Nothing in the forgoing paragraph shall be construed as to authorize a retroactive penalty or fine.

- c. Upon written notice of violation, the Borough shall provide fourteen (14) days in which the owner of a building may legally and without penalty abate conditions referenced in section 19-5.1.

- d. Upon the expiration of the fourteenth (14th) day after the issuance of a written notice of violation a penalty shall be imposed pursuant to the provisions of the General Penalty, section 1-5 of the Code of the Borough of Roselle Park. Such aforementioned penalty shall compound each and every day that such violation shall exist in accordance with, and as permitted in Section 1-5.7 of the Code.

SECTION 4. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 5. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 6. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 7. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Introduced: June 1, 2017

Adopted:

Mayor

Attest: _____
Borough Clerk